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TECHNOLOGY CENTER 3700

Application Serial Number	09/879,433
Filing Date	June 12, 2001
First Named Inventor	Crowley
Group Art Unit	3739
Examiner Name	David M. Shay.
Attorney Docket No.	BSC-009DV
Confirmation No.	4101
Issue Date	Not applicable

ENCLOSURES (check all that apply)

<input checked="" type="checkbox"/> Fee Transmittal Form <ul style="list-style-type: none"> <input checked="" type="checkbox"/> Check Attached <input type="checkbox"/> Copy of Fee Transmittal Form 	<input type="checkbox"/> Copy of Notice to File Missing Parts of Application	<input type="checkbox"/> Notice of Appeal to Board of Patent Appeals and Interferences
<input type="checkbox"/> Amendment/Response <ul style="list-style-type: none"> <input type="checkbox"/> Preliminary <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Letter to Official Draftsperson including Drawings [Total Sheets _____] 	<input type="checkbox"/> Request For Continued Examination (RCE) Transmittal	<input type="checkbox"/> Appeal Brief (in triplicate)
	<input type="checkbox"/> Copy of Notice of Draftsperson's Patent Drawing Review	<input type="checkbox"/> Status Inquiry
	<input type="checkbox"/> Formal Drawings	<input checked="" type="checkbox"/> Return Receipt Postcard
	<input type="checkbox"/> Terminal Disclaimer	<input type="checkbox"/> Certificate of First Class Mailing under 37 C.F.R. 1.8
<input checked="" type="checkbox"/> Petition for Extension of Time	<input type="checkbox"/> Executed Declaration and Power of Attorney for Utility or Design Patent Application	<input checked="" type="checkbox"/> Certificate of Facsimile Transmission under 37 C.F.R. 1.8
<input type="checkbox"/> Supplemental Information Disclosure Statement <ul style="list-style-type: none"> <input type="checkbox"/> Form PTO-1449 <input type="checkbox"/> Copies of IDS Citations 	<input type="checkbox"/> Small Entity Statement	<input checked="" type="checkbox"/> Additional Enclosure(s) (please identify below)
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> CD(s) for large table or computer program	<input checked="" type="checkbox"/> Request for Reinstatement of the Appeal Under 37 C.F.R. §1.193(b)(2)(ii)
<input type="checkbox"/> Sequence Listing submission <ul style="list-style-type: none"> <input type="checkbox"/> Paper Copy/CD <input type="checkbox"/> Computer Readable Copy <input type="checkbox"/> Statement verifying identity of above 	<input type="checkbox"/> Amendment After Allowance	<input type="checkbox"/> Supplemental Brief on Appeal (13 pgs) plus Appendix (3 pgs), and Exhibit A (5 pgs) & Exhibit B (11 pgs) (all in triplicate)
	<input type="checkbox"/> Request for Certificate of Correction <ul style="list-style-type: none"> <input type="checkbox"/> Certificate of Correction (in duplicate) 	<input checked="" type="checkbox"/> Limited Recognition (1 pg)

CORRESPONDENCE ADDRESS

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SIGNATURE BLOCK

Respectfully submitted,

Date: September 20, 2004
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Attorney for Appellants
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11-10-4PATENT
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(1002401)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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APPELLANT: Crowley CONFIRMATION NO. 4101

SERIAL NUMBER: 09/879,433 ART UNIT: 3739

FILING DATE: June 12, 2001 EXAMINER: David M. Shay

TITLE: Mucosal Ablation

REQUEST FOR REINSTATEMENT OF THE APPEAL
UNDER 37 C.F.R. § 1.193(b)(2)(ii)

Mail Stop Appeal Brief-Patents
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Office Communication issued on May 21, 2004, Applicants hereby request reinstatement of the appeal for United States Patent Application Serial No. 09/879,433. A Notice of Appeal for this application was filed on July 16, 2003. An Appeal Brief was initially filed on October 16, 2003, and re-filed with a corrected version on January 29, 2004.

Filed concurrently herewith is a Supplemental Brief on Appeal.

Respectfully submitted,

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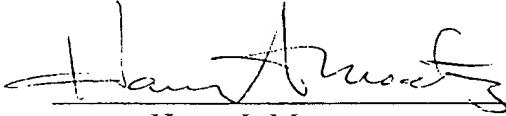
BEFORE THE OFFICE OF ENROLLMENT AND DISCIPLINE
UNITED STATE PATENT AND TRADEMARK OFFICE

LIMITED RECOGNITION UNDER 37 CFR § 10.9(b)

Duan Wu is hereby given limited recognition under 37 CFR 10.9(b) as an employee of Testa, Hurwitz & Thibeault LLP to prepare and prosecute patent applications wherein the patent applicant is the client of Testa, Hurwitz & Thibeault LLP, and the attorney or agent of record in the applications is a registered practitioner who is a member of Testa, Hurwitz & Thibeault LLP. This limited recognition shall expire on the date appearing below, or when whichever of the following events first occurs prior to the date appearing below: (i) Duan Wu ceases to lawfully reside in the United States, (ii) Duan Wu's employment with Testa, Hurwitz & Thibeault LLP ceases or is terminated, or (iii) Duan Wu ceases to remain or reside in the United States on an H-1 visa.

This document constitutes proof of such recognition. The original of this document is on file in the Office of Enrollment and Discipline of the U.S. Patent and Trademark Office.

Expires: April 16, 2005



Harry I. Moatz
Director of Enrollment and Discipline